

Message Text

UNCLASSIFIED

PAGE 01 STATE 056575
ORIGIN EB-08

INFO OCT-01 EUR-12 IO-14 ISO-00 STR-07 TRSE-00 L-03
AGRE-00 CEA-01 CIAE-00 COME-00 DODE-00 FRB-01
H-02 INR-10 INT-05 LAB-04 NSAE-00 NSC-05 PA-02
CTME-00 AID-05 SS-15 ITC-01 USIA-15 SP-02 SOE-02
OMB-01 DOE-11 AF-10 ARA-14 EA-12 NEA-10 /173 R

DRAFTED BY EB/OT/STA:T F O'HERRON:CMS
APPROVED BY EB/OT/STA:T F O'HERRON
STR:T GRAHAM
STR:T STEWART
TREASURY:M GADBAW
L/EC:C ROH
EB/ICD/TRP:D BURNS
EB/OT:S AHMAD
EB/OT/GCP:S LYNN
USDA:G WHITE

-----127262 062003Z /64

R 061815Z MAR 78
FM SECSTATE WASHDC
TO USMISSION GENEVA
AMEMBASSY PARIS

UNCLAS STATE 056575

E.O. 11652: N/A

TAGS: ETRD, GATT, OECD

SUBJECT: GATT AND OECD NOTIFICATIONS ON US SUGAR IMPORT
POLICY

REFS: A) STATE 272438 (1977), B) STATE 17098

1. FOR GENEVA. AS NOTED REF B, ON JANUARY 20, 1978,
PRESIDENT CARTER ISSUED PROCLAMATION 4547, INCREASING
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IMPORT FEES IMPOSED ON SUGAR. UNDER SECTION 22 OF THE
AGRICULTURAL ADJUSTMENT ACT, AS AMENDED. GATT
NOTIFICATION (L/4612 OF 9 DECEMBER 1977) THUS REQUIRES
UPDATING. PLEASE NOTIFY SECRETARIAT, USING TEXT AS
FOLLOWS:

BEGIN TEXT:

ON NOVEMBER 25, 1977, THE UNITED STATES NOTIFIED THE CONTRACTING PARTIES THAT, IN ACCORDANCE WITH THE PROVISIONS OF THE "WAIVER GRANTED TO THE UNITED STATES IN CONNECTION WITH IMPORT RESTRICTIONS IMPOSED UNDER SECTION 22 OF THE AGRICULTURAL ADJUSTMENT ACT, AS AMENDED," (3 BISD 32, 1955) THE PRESIDENT HAD DETERMINED THAT FEES WERE REQUIRED UNDER SECTION 22 TO BE IMPOSED ON IMPORTS OF

CERTAIN SUGARS, SYRUPS, AND MOLASSES, DERIVED FROM SUGAR CANE OR SUGAR BEETS, CLASSIFIED UNDER ITEMS 155.20 AND 155.30 OF THE TARIFF SCHEDULES OF THE UNITED STATES (TSUS) AND SCHEDULE XX TO THE GENERAL AGREEMENT ON TARIFFS AND TRADE. (L/4612 OF 9 DECEMBER 1977.) THIS DETERMINATION WAS MADE IN PROCLAMATION 4538 OF NOVEMBER 11, 1978, THE TEXT OF WHICH APPEARS AS ANNEX I TO THE US NOTIFICATION.

THESE FEES WERE FOUND NECESSARY TO ENSURE THE EFFECTIVENESS OF THE DOMESTIC PRICE SUPPORT PROGRAM REQUIRED BY LAW TO MAINTAIN THE DOMESTIC PRICE OF SUGAR AT OR ABOVE 13.5 CENTS PER POUND RAW SUGAR EQUIVALENT. (SECTION 902, FOOD AND AGRICULTURE ACT OF 1977, PUBLIC LAW 95-113, 29 SEPTEMBER 1977.)

THE PRESIDENT OF THE UNITED STATES DETERMINED ON UNCLASSIFIED

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JANUARY 20, 1978, THAT THE FEE SYSTEM AS ANNOUNCED IN PROCLAMATION 4538 WAS INSUFFICIENT TO CARRY OUT THE REQUIREMENTS OF THE FOOD AND AGRICULTURE ACT OF 1977, AND HE THEREFORE MODIFIED IT ON THAT DATE. THE DETAILS OF THIS ACTION ARE SET FORTH IN PROCLAMATION 4547, WHICH IS ANNEXED TO THIS NOTIFICATION.

THE PRESIDENT FURTHER INSTRUCTED THE INTERNATIONAL TRADE COMMISSION TO EXPAND THE INVESTIGATION ON IMPORTED SUGAR, REQUESTED IN NOVEMBER, TO INCLUDE PRODUCTS CONTAINING SUGAR.

IN ACCORDANCE WITH THE PROVISIONS OF ITS WAIVER, THE UNITED STATES STANDS READY TO CONSULT WITH ANY CONTRACTING PARTY WHICH CONSIDERS THAT ITS INTERESTS HAVE BEEN PREJUDICED BY THE UNITED STATES ACTION UNDER SECTION 22 OR WOULD BE PREJUDICED BY ITS POSSIBLE EXTENSION FOLLOWING SUBMISSION OF THE RECOMMENDATIONS OF THE INTERNATIONAL TRADE COMMISSION TO THE PRESIDENT. END TEXT.

2. COPY OF PROCLAMATION 4547 WAS POUCHED TO MISSION FOR LAVOREL FEBRUARY 17.

3. FOR USOECD. COPIES OF PRESIDENTIAL PROCLAMATION 4538 (IMPOSING FEES ON IMPORTED SUGAR UNDER SECTION 22 OF THE AGRICULTURAL ADJUSTMENT ACT) AND 4539 (INCREASING THE DUTIES ON SUGARS) WERE HAND-CARRIED TO GEWECKE DECEMBER 14 BY MARTHA DEWITT, AND COPY OF PROCLAMATION 4547 (RAISING THE FEES) WAS POUCHED FEBRUARY 17. (ADDITIONAL COPY WAS HAND-CARRIED BY WILLIAM BARREDA FEBRUARY 20.) MISSION SHOULD TRANSMIT THESE PROCLAMATIONS

TO OECD SECRETARIAT WITH COVER LETTER (BELOW) INDICATING US DESIRE TO NOTIFY ITS CHANGES IN SUGAR IMPORT POLICIES.

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IN ORDER TO FULFILL THE REQUIREMENTS OF THE FOOD AND AGRICULTURE ACT OF 1977 (PUBLIC LAW 95-113 OF 29 SEPTEMBER 1977), THE PRESIDENT OF THE UNITED STATES ISSUED, ON NOVEMBER 11, 1977, PROCLAMATIONS 4538 AND 4539, INCREASING THE TARIFFS ON CERTAIN SUGARS AND IMPOSING IMPORT FEES ON CERTAIN SUGARS, RESPECTIVELY. ON JANUARY 20, 1978, THE PRESIDENT DETERMINED THAT A MODIFICATION OF THE FEE STRUCTURE WAS NECESSARY TO MEET THE OBLIGATIONS IMPOSED BY THE ACT, AND THE FEE SYSTEM WAS CHANGED BY VIRTUE OF PROCLAMATION 4547 OF THAT DATE. DETAILS OF THE REVISED TARIFFS AND FEES ARE FOUND IN THESE PROCLAMATIONS, COPIES OF WHICH ARE ATTACHED TO THIS LETTER.

THE MISSION REQUESTS THAT THIS LETTER, TOGETHER WITH THE ATTACHED PROCLAMATIONS, BE CIRCULATED TO THE MEMBERS OF THE ORGANIZATION AS A NOTIFICATION OF RECENT CHANGES IN THE IMPORT POLICIES OF THE UNITED STATES WITH REGARD TO SUGARS. END TEXT. VANCE

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PAGE 01 STATE 056575
ORIGIN EUR-12

INFO OCT-01 ISO-00 /013 R

66011

DRAFTED BY: EUR/RPEE: PMCLEAN

APPROVED BY: EUR/RPE: AALBRECHT

-----054013 191114Z /21

R 182359Z MAR 78

FM SECSTATE WASHDC

TO AMEMBASSY BRUSSELS

UNCLAS STATE 056575

USEEC

FOLLOWING REPEAT STATE 056575 SENT ACTION GENEVA PARIS MARCH 16.

QUOTE UNCLAS STATE 056575

E.O. 11652: N/A

TAGS: ETRD, GATT, OECD

SUBJECT: GATT AND OECD NOTIFICATIONS ON US SUGAR IMPORT
POLICY

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PRESIDENT CARTER ISSUED PROCLAMATION 4547, INCREASING
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NOTIFICATION (L/4612 OF 9 DECEMBER 1977) THUS REQUIRES
UPDATING. PLEASE NOTIFY SECRETARIAT, USING TEXT AS
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CONTRACTING PARTIES THAT, IN ACCORDANCE WITH THE PROVISIONS
OF THE "WAIVER GRANTED TO THE UNITED STATES IN CONNECTION
WITH IMPORT RESTRICTIONS IMPOSED UNDER SECTION 22 OF THE
AGRICULTURAL ADJUSTMENT ACT, AS AMENDED," (3 BISD 32,
1955) THE PRESIDENT HAD DETERMINED THAT FEES WERE
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CERTAIN SUGARS, SYRUPS, AND MOLASSES, DERIVED FROM SUGAR
CANE OR SUGAR BEETS, CLASSIFIED UNDER ITEMS 155.20 AND
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(TSUS) AND SCHEDULE XX TO THE GENERAL AGREEMENT ON TARIFFS AND TRADE. (L/4612 OF 9 DECEMBER 1977.) THIS DETERMINATION WAS MADE IN PROCLAMATION 4538 OF NOVEMBER 11, 1978, THE TEXT OF WHICH APPEARS AS ANNEX I TO THE US NOTIFICATION.

THESE FEES WERE FOUND NECESSARY TO ENSURE THE EFFECTIVENESS OF THE DOMESTIC PRICE SUPPORT PROGRAM REQUIRED BY LAW TO MAINTAIN THE DOMESTIC PRICE OF SUGAR AT OR ABOVE 13.5 CENTS PER POUND RAW SUGAR EQUIVALENT. (SECTION 902, FOOD AND AGRICULTURE ACT OF 1977, PUBLIC LAW 95-113, 29 SEPTEMBER 1977.)

THE PRESIDENT OF THE UNITED STATES DETERMINED ON JANUARY 20, 1978, THAT THE FEE SYSTEM AS ANNOUNCED IN PROCLAMATION 4538 WAS INSUFFICIENT TO CARRY OUT THE REQUIREMENTS OF THE FOOD AND AGRICULTURE ACT OF 1977, AND HE THEREFORE MODIFIED IT ON THAT DATE. THE DETAILS OF THIS ACTION ARE SET FORTH IN PROCLAMATION 4547, WHICH IS ANNEXED TO THIS NOTIFICATION.
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THE PRESIDENT FURTHER INSTRUCTED THE INTERNATIONAL TRADE COMMISSION TO EXPAND THE INVESTIGATION ON IMPORTED SUGAR, REQUESTED IN NOVEMBER, TO INCLUDE PRODUCTS CONTAINING SUGAR.

IN ACCORDANCE WITH THE PROVISIONS OF ITS WAIVER, THE UNITED STATES STANDS READY TO CONSULT WITH ANY CONTRACTING PARTY WHICH CONSIDERS THAT ITS INTERESTS HAVE BEEN PREJUDICED BY THE UNITED STATES ACTION UNDER SECTION 22 OR WOULD BE PREJUDICED BY ITS POSSIBLE EXTENSION FOLLOWING SUBMISSION OF THE RECOMMENDATIONS OF THE INTERNATIONAL TRADE COMMISSION TO THE PRESIDENT. END TEXT.

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TO OECD SECRETARIAT WITH COVER LETTER (BELOW) INDICATING US DESIRE TO NOTIFY ITS CHANGES IN SUGAR IMPORT POLICIES.

BEGIN TEXT

IN ORDER TO FULFILL THE REQUIREMENTS OF THE FOOD AND
AGRICULTURE ACT OF 1977 (PUBLIC LAW 95-113 OF 29
SEPTEMBER 1977), THE PRESIDENT OF THE UNITED STATES
YVVVHCKJLON NOVEMBER 11, 1977, PROCLAMATIONS 4538 AND 4539,
INCREASING THE TARIFFS ON CERTAIN SUGARS AND IMPOSING
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PAGE 04 STATE 056575

IMPORT FEES ON CERTAIN SUGARS, RESPECTIVELY. ON
JANUARY 20, 1978, THE PRESIDENT DETERMINED THAT A
MODIFICATION OF THE FEE STRUCTURE WAS NECESSARY TO MEET
THE OBLIGATIONS IMPOSED BY THE ACT, AND THE FEE SYSTEM
WAS CHANGED BY VIRTUE OF PROCLAMATION 4547 OF THAT DATE.
DETAILS OF THE REVISED TARIFFS AND FEES ARE FOUND IN
THESE PROCLAMATIONS, COPIES OF WHICH ARE ATTACHED TO THIS
LETTER.

THE MISSION REQUESTS THAT THIS LETTER, TOGETHER WITH THE
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THE IMPORT POLICIES OF THE UNITED STATES WITH REGARD TO
SUGARS. END TEXT. VANCE
UNQUOTE VANCE

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Message Attributes

Automatic Decaptioning: X
Capture Date: 01 jan 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: SUGAR, POLICIES, IMPORT CONTROLS, TARIFFS
Control Number: n/a
Copy: SINGLE
Draft Date: 06 mar 1978
Decaption Date: 01 jan 1960
Decaption Note:
Disposition Action: n/a
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01 jan 1960
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1978STATE056575
Document Source: CORE
Document Unique ID: 00
Drafter: T F O'HERRON:CMS
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Expiration:
Film Number: D780101-0166
Format: TEL
From: STATE
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1978/newtext/t197803102/aaaadiie.tel
Line Count: 307
Litigation Code IDs:
Litigation Codes:
Litigation History:
Locator: TEXT ON-LINE, ON MICROFILM
Message ID: 5f23f8b7-c288-dd11-92da-001cc4696bcc
Office: ORIGIN EB
Original Classification: UNCLASSIFIED
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 6
Previous Channel Indicators: n/a
Previous Classification: n/a
Previous Handling Restrictions: n/a
Reference: 78 STATE 272438, 78 STATE 17098
Retention: 0
Review Action: RELEASED, APPROVED
Review Content Flags:
Review Date: 29 mar 2005
Review Event:
Review Exemptions: n/a
Review Media Identifier:
Review Release Date: N/A
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 3104798
Secure: OPEN
Status: NATIVE
Subject: GATT AND OECD NOTIFICATIONS ON US SUGAR IMPORT POLICY
TAGS: ETRD, US, GATT, OECD
To: GENEVA PARIS
Type: TE
vdkgvwkey: odb://SAS/SAS.dbo.SAS_Docs/5f23f8b7-c288-dd11-92da-001cc4696bcc
Review Markings:
Sheryl P. Walter
Declassified/Released
US Department of State
EO Systematic Review
20 Mar 2014
Markings: Sheryl P. Walter Declassified/Released US Department of State EO Systematic Review 20 Mar 2014